

The Regular meeting of the Finance/Executive Committee of the Atlanta City Council was held Wednesday, September 12, 2012, at 1:00 p.m. in Council Chambers, City Hall South, 2<sup>nd</sup> Floor.

**Present:** Councilmember Felicia A. Moore, Chair      Jim Beard, CFO  
 Councilmember Yolanda Adrean      Departmental Staff  
 Councilmember C.T. Martin  
 Councilmember Aaron Watson  
 Councilmember Howard Shook  
 Councilmember Kwanza Hall  
 Councilmember Michael Julian Bond

Chairperson Moore called the meeting to order at 1:10 p.m. after declaring a quorum present. The Committee members present were introduced as follows: Councilmembers Yolanda Adrean, C.T. Martin, Aaron Watson, Howard Shook, Kwanza Hall and Michael Julian Bond. Other Departmental staff was present as well.

Chairperson Moore stated that the Agenda is approved as printed, **5 Yeas**. The minutes of the Finance/Executive Committee of August 29, 2012 were **Approved, 5 Yeas**.

### **COMMUNICATIONS**

12-C-1242 (1)      A Communication by Mayor Kasim Reed appointing Ms. Duriya Farooqui as Chief Operating Officer.

### **FAVORABLE**

**Ms. Duriya Farooqui:** Mayor's Office Chief Operating Officer stated that she is honored for the Council to approve her confirmation. She then gave her background. Councilmember Martin stated that he has talked with the COO and he is impressed with how she handles her job. Councilmember Adrean echoes the statements from Councilmember Martin. It is important that we communicate. Councilmember Shook asked what kind of role does HR play in background checks?

**Ms. Yvonne Cowser-Yancy:** stated that we put the package together, which include background checks. Councilmember Watson stated that he appreciates her service. He likes to see things done in a short period of time. Chairperson Moore stated that she echoed the comments as well. She knows that there will be challenges.

**Mr. Dave Walker:** stated that this is a monumental appointment. He is intrigued how a COO can keep the ball rolling. This nominee is a good choice. Councilmember Martin offered a motion to **Approve, 5 Yeas**.

### **CONSENT REPORT**

### **ORDINANCES FOR FIRST READ**

12-O-1199 (1)      An Ordinance by Finance/Executive Committee authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code of the City of Atlanta Code of Ordinances, and authorizing the Mayor, on behalf of the City of Atlanta to negotiate for and accept approximately 0.105 acres of property located at 71 Weatherby Street from Environs Residential Design and Construction for the current land owner to be designated as Park Land for the purpose of expanding the existing Lang Carson Park; with all closing costs, due diligence expenses, development costs and purchase Services for the City of Atlanta to be paid at closing by Atlanta Beltline Inc., through a donation from the Atlanta Beltline Partnership in an amount not to exceed twenty five thousand dollars and no cents (\$25,000.00); and for other purposes.

**FAVORABLE ON FIRST READ**

- 12-O-1243 (2) An Ordinance by Finance/Executive Committee authorizing the Mayor to enter into Amendment No. 4 with Formmaker Software, Inc. for FC-6005007966, Bill Payment Print Services, on behalf of the Department of Watershed Management to extend the term of the Agreement on a month-to-month basis for a period not to exceed six (6) months; to waive Article X Procurement and Real Estate Code of City of Atlanta Code of Ordinances; and for other purposes.

**FAVORABLE ON FIRST READ**

**REGULAR AGENDA**

**ORDINANCES FOR SECOND READING**

- 12-O-1038 (1) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to create two new Trust Accounts for the transfer and/or deposit of funds currently being maintained in separate "Off the Books" Bank Accounts Maintained and Controlled by the Atlanta Police Department; to waive conflicting Ordinances and Code Sections; and for other purposes.  
**(Referred back by Full Council, 9/4/12)**

**HELD**

- 12-O-1089 (2) A **Substitute** Ordinance by Finance/Executive Committee to amend FY2013 (Airport Commercial Paper Notes, Series 2010 Fund (5523) Budget by adding to anticipations and appropriations in the amount of three hundred fifty million dollars and no cents (\$350,000,000.00) for the reauthorization of the City's Airport Commercial Paper Program; and for other purposes. **(Finance/Executive Committee Substitute identifies the funding sources, 9/12/12)**

**FAVORABLE ON SUBSTITUTE**

Chairperson Moore stated that we have a Substitute.

**Mr. Paul Kwaw:** stated that we are reprogramming the Commercial Paper. Councilmember Adrean asked if this is part of the capital project list. CFO Beard responded that it is a different paper. Councilmember Martin offered a motion to **Approve on Substitute, 7 Yeas.**

- 12-O-1090 (3) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to amend the FY2013 Airport Renewal and Extension Fund Budget to anticipate and appropriate Transportation Security Administration ("TSA") Grant Funds in the amount of nine million nine hundred eighty seven thousand nine hundred fifty five dollars and no cents (\$9,987,955.00) for the reimbursement of the allowable design, management and construction costs for the upgrade of the Checked Baggage Resolution Areas ("CBRA") at the Hartsfield-Jackson Atlanta International Airport; to reimburse the Airport Renewal and Extension Fund for Capital Costs; and for other purposes.

**FAVORABLE**

Councilmember Martin offered a motion to **Approve, 7 Yeas.**

- 12-O-1091 (4) A **Substitute Ordinance as Amended** by Finance/Executive Committee authorizing the Chief Financial Officer to amend the FY2013 (Airport Renewal & Extension Fund (5502), Airport Passenger Facility Charge Fund (5505) and 2004 Airport Revenue Bonds J-K (5509) Capital Budgets by transferring to and from appropriations the aggregate amount of \$252,064,455.47 to provide funding for various Capital Projects and Improvements at Hartsfield-Jackson Atlanta International Airport; and for other purposes. **(Finance/Executive Committee Substitute ..., Finance/Executive Committee Amendment attaches the Project List to the legislation, 9/12/12)**

**FAVORABLE ON SUBSTITUTE AS AMENDED**

**Mr. Roosevelt Council:** CFO of the Department of Aviation stated that this legislation amends the 2013 Capital Budget. Councilmember Adrean offered an **amendment to attach the list of projects to the legislation, 7 Yeas**. She then asked about #22 (Pedestrian Crossings) being on the list. Mr. Thomas responded that it has to do with circulation because the southside is more congested than the northside. Councilmember Hall asked where is the solution regarding the long walk from the International Terminal. Mr. Thomas responded that we are about to design a walkway to reduce some of the walking distance. Councilmember Hall asked for the cost of the 270 foot. Mr. Council responded that we are assessing it and will come back to amend our Capital Budget. Councilmember Adrean asked if you are going to come before us to approve the contracts. Mr. Council responded yes. Councilmember Martin offered a motion to **Approve on Substitute as Amended, 7 Yeas**.

- 12-O-1092 (5) An Ordinance by Finance/Executive Committee authorizing the City of Atlanta to waive the Competitive Source Selection Requirements contained in Section 2-1187 of Article X Procurement and Real Estate Code of the City of Atlanta Code of Ordinances; and authorizing Cameron and Associates to provide Services on a month-to-month basis for up to six (6) months effective July 24, 2012 under the terms of Contract FC-6008000002, Pre-Employment Psychological Testing on behalf of the Department of Human Resources, in an amount not to exceed fifty-one thousand dollars and no cents (\$51,000.00), all contracted work to be charged to and paid from Fund, Department, Organization and Account Number: 1001 (General Fund) 220203 (DHR Insurance Administration) 5212001 (Consulting/Professional) (\$45,206.00); 5501 (Airport Revenue Fund) 220203 (DHR Insurance Administration) 5212001 (Consulting/Professional) (\$5,794.00); and for other purposes.

**FAVORABLE**

Commissioner Yancy responded that this deals with the pre-employment testing. We have another year of renewal and want to renew the contract. We want to do a 24/7 call number for employees. Councilmember Martin offered a motion to **Approve, 7 Yeas**.

- 12-O-1093 (6) An Ordinance by Finance/Executive Committee authorizing the City of Atlanta to waive the Competitive Source Selection Requirements contained in Section 2-1187 of Article X Procurement and Real Estate Code of the City of Atlanta Code of Ordinances and authorizing Caduceus Occupational Medicine to provide Services on a month-to-month basis for up to six (6) months effective July 24, 2012 under the terms of Contract FC-6006007902, Pre-Employment Physicals, Drug Testing, Haz-Mat Medical Examination and Oversight of the Employment Health Center on behalf of the Department of Human Resources and the

Atlanta Fire Department; in an amount not to exceed two hundred nineteen thousand dollars and no cents (\$219,000.00); all contracted work to be charged to and paid from Accounts listed below: and for other purposes.

**FAVORABLE**

Councilmember Martin offered a motion to **Approve, 7 Yeas.**

12-O-1094 (7) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to amend the FY2013 (Airport Renewal and Extension Fund) Budget by adding to anticipations and appropriations Grant Funds in the total amount of eight million seven hundred seventy three thousand eight hundred seventy five dollars and no cents (\$8,773,875.00) from the Federal Aviation Administration for Grant Agreement 3-13-0008-104-2012, for the Projects "Taxiway SC and U Construction and Runway 27R Extension, 500 Construction" and for reimbursement of the Airport Passenger Facility Charge Fund; and for other purposes.

**FAVORABLE**

Mr. Thomas stated that this paper accepts a Grant from the FAA. Councilmember Martin offered a motion to **Approve, 7 Yeas.**

12-O-1095 (8) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to amend the FY2013 (Capital Asset Finance Fund) Budget by adding to anticipations and appropriations in the amount of two million four hundred eighty seven thousand dollars and no cents (\$2,487,000.00) to be used for the acquisition of equipment for the Department of Parks, Recreation and Cultural Affairs and the Department of Public Works pursuant to the 2008 Master Lease and Option Agreement between the City of Atlanta and the Georgia Municipal Association, Inc. ("GMA"); and for other purposes.

**FAVORABLE**

**Mr. Dexter White:** Deputy Commissioner of the Department of Public Works stated that this will replace existing equipment for Public Works and Parks. Chairperson Moore offered a motion to **Approve, 7 Yeas.**

12-O-1256 (9) An Ordinance by Councilmember Felicia A. Moore to transfer forty two thousand dollars (\$42,000.00) from the District 9 Councilmember's Non-Departmental Expense Account to the Department of Public Works to be used to fund the Resurfacing of Spad Avenue, NW from Parriott Avenue to Wales Avenue.

**FAVORABLE**

Chairperson Moore offered a motion to **Approve, 5 Yeas.**

Councilmember Martin asked that the paper be Reconsidered. Chairperson Moore offered a motion to **Approve on Substitute on Condition of receiving a Substitute by Monday, 5 Yeas.**

12-O-1260 (10) A **Substitute** Ordinance by Councilmember H. Lamar Willis to amend Chapter 114, Personnel, Article "IV", Classification Plan of the Code of Ordinances, City of Atlanta, Georgia, so as to provide for certain position abolishments, creations, reclassifications, class abolishments, class creations, above entry authorizations,

employee salary adjustments, salary grade amendments, position transfers; position funding allocation changes and other Personnel Actions in line with the 2013 Budget; and for other purposes.

### **FAVORABLE ON SUBSTITUTE**

Chairperson Moore stated that we have a Substitute. Commissioner Yancy stated that this paper is for 13 Departments. We provided a summary this morning. She then gave a presentation. Councilmember Martin asked where are the people for the 311 Center? Mr. Dogan responded that this does not complete the 311 Center. We have gone through a series of Rifs. We will be back for additional positions. Commissioner Yancy stated that HR is working on some consolidations and we will be back with a DIT only paper. Councilmember Shook asked if it was about 40 people you need. Mr. Dogan responded yes. As mentioned before we will be coming back with a consolidation paper. Councilmember Watson asked how many people do you have in leadership? Commissioner Yancy responded there are three. Councilmember Adrean asked for a head count. Commissioner Yancy responded that she would provide the information. There are 6 Chief Councils, 2 per Fund. We are permitted to parity. Councilmember Martin asked if the attorneys in the Solicitor's Office get an opportunity to be Chief Council. Commissioner Yancy responded that they would have an opportunity to apply. Councilmember Adrean asked if we are adding three people. Commissioner Yancy responded that we are creating three opportunities. Councilmember Adrean asked why is the range so huge? Commissioner Yancy responded that people could make two to three times as much.

**Ms. Cathy Hampton:** City Attorney stated that she has managers that supervise people as well as practicing attorney duties. These people also practice and train. It is spread among the funds because she does not want to limit it to general fund. Councilmember Shook asked if we are getting too top heavy. City Attorney Hampton responded that we have young lawyers that she wants to be trained. She hopes this is a cost savings with training in-house. She wants to have less reliance on outside counsel. She has staff that comes from other Cities or the private sector. She stated that she is looking at attrition. The average range here is around \$30 dollars per hour and the outside is around \$300. We can't turn down lawsuits unlike the private sector. Councilmember Shook asked what does in line with means. Commissioner Yancy responded that the Departments have their salary ranges that we have to stay within.

**Ms. Gwen Smith:** Deputy CFO stated that the Departments cannot exceed the parameters. Councilmember Shook stated that he has concerns with vacancies and the Departments seeing it as extra money. Commissioner Yancy responded that she would provide data.

**Mr. Hans Utz:** Mayor's Office Deputy Chief Operating Officer stated that it is not clear when you look at the numbers. There is a run rate vacancy amount. Basing it on a zero base is not practical. Councilmember Adrean asked if we are adding or promoting three people. City Attorney Hampton responded that it may be someone here or from the outside. Councilmember Adrean stated that she is thinking about people in other Departments that don't seem to have the mobility versus other Departments. City Attorney Hampton responded that we are going to do a search. Councilmember Adrean asked if they are priced at 85% or 100% of the market value. Commissioner Yancy responded from 80% to 120%. Councilmember Adrean stated that when we did the Pay and Class the positions went to 80% of the market. Commissioner Yancy responded that she can hire up to mid-point. We are paying the cost now with outside costs. Chairperson Moore asked about the volume of lawsuits. City Attorney Hampton responded that there are some lawsuits that are expected and some are not. **Councilmember Shook asked a total of new positions being created.** Councilmember Martin offered a motion to **Approve on Substitute, 1 Yea, 3 Abstentions.**

- 12-O-1261 (11) A **Substitute Ordinance as Amended** by Councilmember H. Lamar Willis to amend Chapter 114, Personnel, Article "V", Classification Plan of the Code of Ordinances, City of Atlanta, Georgia, so as to provide for position creations, reclassifications, class creations, above entry authorizations, position transfers; position funding allocation changes and other Personnel Actions for the Department of Human Resources in line with the 2013 Budget; and for other purposes.

**FAVORABLE ON SUBSTITUTE AS AMENDED**

Commissioner Yancy stated that this paper is for the HR Consolidations. These are unfunded encumbrances. Chairperson Moore asked if there is more or less positions. Commissioner Yancy stated that it is net. Chairperson Moore asked why do employees have to apply for new positions. Will employees in those positions not be rehired? Commissioner Yancy responsible that is possible. Chairperson Moore asked if people already in HR positions will a job when they reapply. Ms. Farooqui responded that we are creating positions that were in the budget. Councilmember Martin offered a motion to **Approve on Substitute as Amended, 4 Yeas, 1 Abstention**. Councilmember Adrean asked if this is a Reorganization? Ms. Farooqui responded that we are changing some of the functions.

**RESOLUTIONS**

- 12-R-1182 (1) A Resolution by Finance/Executive Committee authorizing the Mayor to execute an Agreement with Brock Solutions Incorporated, pursuant to City Code Section 2-1191.1 (Special Procurement), for the upgrade of the Checked Baggage Resolution Area to Transportation Security Administration Planning Guidelines and Design Standards Version 4 in an amount not to exceed \$9,734,845.00 to be charged to and paid from PTAE0: 18111301 (Terminal & Atrium) D0740007 (CBRA Upgrade) 550232079 (TSA CBRA) 5414002 (FAC Other Than Bldgs) and FDOA: 5502 (Airport Renewal & Extension Fund) 180201 (DOA Aviation Capital Planning & Development 5414002 (FAC Other Than Bldgs) 7563000 (Airport) 111301 (Terminal & Atrium) 32079 (TSA CBRA); and for other purposes.

**FAVORABLE**

Councilmember Martin offered a motion to **Approve, 7 Yeas**.

- 12-R-1183 (2) A Resolution by Finance/Executive Committee authorizing the Chief Financial Officer to designate an alternative funding source for Cooperative Purchasing Agreement Number FC-5289 for the City of Atlanta with International Business Machines Corporation for the purchase of Cisco Network Admission Control Hardware and Software utilizing Georgia Department of Administrative Services Contract Number SWCGT A000546-43, and for the purchase of NAC System Installation and Implementation Services utilizing General Services Administration Contract Number GS-35F-4984H, on behalf of the Department of Information Technology in an amount not to exceed one hundred seventy thousand, seven hundred twenty-four dollars and forty cents (\$170,724.40); all contracted work shall be charged to and paid from Fund, Department Organization, Account, and Function Activity Numbers 1001 (General Fund) 050211 (DIT IT Network Management) 5213001 (Consulting/Professional Services-Technical) 1535000 (Data Processing/Management Information System) during Fiscal Year 2013.

**FAVORABLE**

Councilmember Adrean asked if it is compatible with the 311 Center. Mr. Dogan responded, yes. Councilmember Martin offered a motion to **Approve, 5 Yeas.**

- 12-R-1184 (3) A Resolution by Finance/Executive Committee authorizing the Chief Financial Officer, on behalf of the City of Atlanta, to add additional funding sources to Agreements with ACE Electric, Inc., for FC-5782(A); Action Electrical and Mechanical Contractors for FC-5782(B); Capital City Electrical Services for FC-5782(C); Donald Camp, Inc. for FC-5782(D); E. Ray Britton Electrical Services, Inc., for FC-5782(E); GC&E for FC-5782(F); MC, Dean, Inc. for FC-5782(G); MWI Electrical Contractors, Inc., for FC-5782(H); and R.B. Communications, Inc., for FC-5782(I), on behalf of the Department of Parks, Recreation and Cultural Affairs; all contracted work being charged to and paid from Account 1001 (General Fund) 140201 (PRC-Park Maintenance) 5212001 (Consulting/Professional Services) 6210000 (Parks Administration) and paid from: 3501 (Park Improvement Fund) 140106 (PRC Park Design) 5222003 (Repair and Maintenance) 6220000 (Park Areas) and 1001 (General Fund) 140301 (PRC Recreation Administration) 5212001 (Consultant/Professional Services) 6110000 (Recreation Administration); and for other purposes.

**FAVORABLE**

**Mr. George Dusenbury:** Commissioner of the Department of Parks, Recreation and Cultural Affairs stated that we entered into an Agreement with these companies. Councilmember Adrean offered a motion to **Approve, 4 Yeas.**

- 12-R-1185 (4) A Resolution by Finance/Executive Committee authorizing the Mayor, on behalf of the City of Atlanta, to enter into an appropriate Contractual Agreement with Benchmark Tuscany, Inc. for FC-5965, ADA Parking Lot Spatial Improvements at various locations, on behalf of the Department of Parks, Recreation and Cultural Affairs in an amount not to exceed two hundred thirty six thousand six hundred thirty three and eighty three cents (\$236,633.83); all contracted work shall be charged to and paid from \$174,681.00 2201 (Community Development Block) 140106 (PRC Parks Design) 5222001 (Repair & Maintenance-Buildings) 6220000 (Park Areas) 110469 (Handicap Access Rec 2009) 31764 (CDBG 2008) Task 3263 \$61,952.83 2201 (Community Development Block) 140106 (PRC Parks Design) 5222003 (Repair & Maintenance-Other) 6220000 (Park Areas) 110304 (HAIRC, CD-816 Capital) 30043 (CDBG 2005 Planning Admin) Task 2983; and for other purposes.

**FAVORABLE**

Commissioner Dusenbury stated that this is a competitive procurement paper. Councilmember Adrean offered a motion to **Approve, 4 Yeas.** Councilmember Shook stated that when the audit was done the government would assign someone to make sure the work was done. What is this costing us? Mr. Utz responded that he would provide the information. He would make sure that we are in with the Consent Decree. Councilmember Shook stated that the Bureau of Buildings had a position to make sure we were in line with the Consent Decree. Mr. Utz responded that we could provide it.

- 12-R-1198 (5) A Resolution by Finance/Executive Committee authorizing the Mayor or his Designee to execute Renewal Option Number One (1) with International Business Machines for COA-5391-PL Cognos

Maintenance and Support Services for one (1) year beginning October 1, 2012 in an amount not to exceed one hundred thirty-two thousand, two hundred eighteen dollars and twenty cents (\$132,218.20) per year to be charged to and paid from Fund, Department, Organization, and Account Numbers 1001 (General Fund) 050202 (IT Applications) 5213001 (Consulting/Professional Services – Technical) 1535000 (Data Processing/ Management Information Systems) (\$84,619.68); 5051 (Water & Wastewater Revenue Fund) 170113 (DWM Watershed Information Systems) 5213001 (Consulting/ Professional Services-Technical) (\$47,598.52); and for other purposes.

### **FAVORABLE**

Councilmember Martin offered a motion to **Approve, 5 Yeas.**

12-R-1201 (6) A **Substitute** Resolution by Finance/Executive Committee authorizing the Mayor or his Designee to enter into Renewal No. 1 for FC-5429, Service Lines Warranty Program with United Service Utility Partners Private Label, Inc. doing business as Service Line Warranties of America to license the use of the City of Atlanta Trademark in conjunction with advertisement to City of Atlanta residents of warranty plans for repair of water and sewer lines on residential property; to receive Trademark Licensing Fees; and for other purposes. **(Finance/Executive Committee Substitute changes language in Section 1 and Section 2, 9/12/12)**

### **FAVORABLE ON SUBSTITUTE**

Chairperson Moore stated that we have a Substitute.

Councilmember Adrean asked how is the performance?

**Ms. Janet Ward:** of the Department of Watershed Management responded good. Chairperson Moore offered a motion to **Approve, 3 Yeas, 1 Nay.** Councilmember Martin stated that they wanted to Hold it because the Substitute language was not put in. Section 1 and Section 2 the legislation is rescinded.

**Ms. Charla Hall:** Senior Assistant City Attorney stated that we amended it for Planning and Procurement Office. Chairperson Moore stated that in the Briefing it was stated that these are projects from the CIP. Councilmember Martin stated that in Transportation Improvement Projects (TIP) years ago. Chairperson Moore stated that she has concerns because it is an eminent domain. Councilmember Shook offered a motion to **Approve on Substitute, 5 Yeas.**

12-R-1247 (7) A Resolution by Councilmembers C.T. Martin, Michael Julian Bond, Aaron Watson and H. Lamar Willis authorizing the Department of Planning and Community Development to explore the use of Eminent Domain, through use of declarations of taking, for the acquisition of rights of way and Easements required for construction of intersection improvements and passive greenspace at southeast corner Fairburn Road, SW and Benjamin E. Mays Drive, SW; and for other purposes.

### **HELD**

12-R-1248 (8) A Resolution by Councilmembers Michael Julian Bond, Joyce Sheperd, Cleeta Winslow, Howard Shook, Natalyn Archibong, Carla Smith, H. Lamar Willis, Felicia A. Moore, Kwanza Hall, Keisha Lance Bottoms, Aaron Watson and Ivory Lee Young, Jr. authorizing the Mayor to enter into a Cooperative Purchasing



Agreement, pursuant to 2-1602 of the City of Atlanta Code of Ordinances, utilizing GSA Contract #GS-07F-153T, to purchase Tactical Protective Gear, from Armor Express, to protect Atlanta Police Officers engaged in High Risk Police Operations, on behalf of the Atlanta Police Risk Police Operations, on behalf of the Atlanta Police Department ("Department"), in an amount not to exceed twenty-two thousand, five hundred thirty-three dollars and ninety cents (\$22,533.90). All costs shall be charged to and paid from the Federal RICO Trust Fund 7701 (Trust Fund); 240101 (APD Chief of Police); 5316001 (Equipment, \$1,000-\$4,999) 1320000 (Chief Executive); 600234 (Federal-RICO); 69999 (Funding Source for Non-Capital Trust Projects); and for other purposes.

**FAVORABLE**

Councilmember Martin offered a motion to **Approve, 7 Yeas.**

12-R-1249 (9) A Resolution by Councilmembers Michael Julian Bond, Joyce Sheperd, Natalyn Archibong, Howard Shook, Carla Smith, Cleta Winslow, H. Lamar Willis, Felicia A. Moore, Ivory Lee Young, Jr., Kwanza Hall, Keisha Lance Bottoms and Aaron Watson authorizing the Mayor to enter into a Cooperative Purchasing Agreement, pursuant to 2-1602 of the City of Atlanta Code of Ordinances, utilizing GSA Contract #GS-07F-0416M, to purchase Tactical Protective Gear, from Diamonback Tactical, to protect Atlanta Police Officers engaged in High Risk Police Operations, on behalf of the Atlanta Police Department ("Department") in an amount not to exceed three hundred twenty-four thousand, seven hundred seventy dollars and twenty-one cents (\$324,770.21). All costs shall be charged to and paid from the Federal RICO Trust Fund 7701 (Trust Fund); 240101 (APD Chief of Police); 5316001 (Equipment, \$1,000-\$4,999); 1320000 (Chief Executive); 600234 (Federal-RICO); 69999 (Funding Source for Non-Capital Trust Projects); and for other purposes.

**FAVORABLE**

Councilmember Martin offered a motion to **Approve, 7 Yeas.** Councilmember Adrean asked if they are for all Police Officers.

**Mr. Shaun Jones:** Deputy Chief of the Police Department responded they are for certain areas.

12-R-1255 (10) A **Substitute** Resolution by Councilmember Felicia A. Moore authorizing the Mayor to execute Amendment Number One to the Agreement with Hogan Construction Group, LLC, for FC-5064, Construction of Fire Station 28, on behalf of the Executive Office of Enterprise Assets Management to and additional funding for the construction of Fire Station 28, in an amount not to exceed one hundred eighty-one thousand, five hundred twenty-five dollars and no cents (\$181,525.00); to be charged to and paid from Fund Account and Center Number 2703 (Northwest Atlanta TAD Fund) 040401 (EXE General Buildings & Plants-CIP) 5413004 (Buildings-CIP) 1565000 (Northwest Atlanta (Perry/Bolton) Fire Station Project); and for other purposes. **(Finance/Executive Committee Substitute corrects amount, Finance/Executive Committee Conditional passage of receiving information from Ms. Ryan to OEAM, 9/12/12)**

**FAVORABLE ON SUBSTITUTE ON CONDITION**

Chairperson Moore stated that we have a Substitute. She then offered a motion to **Approve on Substitute on Condition of receiving information from Ms. Ryan of Invest Atlanta to give to OEAM, 7 Yeas.** Councilmember Adrean asked why is the cost going up. Chairperson Moore responded that it is the Fire Station along with increasing a community room and engine and equipment to go along with it.

12-R-1257 (11) A Resolution by Councilmembers Felicia A. Moore, Howard Shook and Yolanda Adrean requesting the City Audit Committee to develop a request for Proposal (RFP) for a Dependent Eligibility Verification Audit of Health Care and Other Benefits provided to employees and retirees of the City of Atlanta; and for other purposes.

**FAVORABLE**

Chairperson Moore offered a motion to **Approve, 5 Yeas.**

**PAPERS HELD IN COMMITTEE**

10-O-0774 (1) An Ordinance by Councilmembers H. Lamar Willis and Alex Wan to amend Article VII Division II of Chapter II of the Code of Ordinances of the City of Atlanta so as to provide that it shall be unlawful for any City Officer or Employee to knowingly and willfully withhold information, make false or misleading statements or to give untrue testimony before any of its standing Committees; to provide that any Officer or Employee who is found to have violated this Provision shall be dismissed from the employ of the City; and for other purposes. **(Held, 4/28/10)**

**HELD**

10-O-1733 (2) An Ordinance by Councilmembers Michael Julian Bond, Joyce Sheperd, Aaron Watson, Keisha Lance Bottoms, H. L. Willis, Ivory Lee Young, Jr., C.T. Martin, and Yolanda Adrean authorizing the Mayor or his designee to create a Parking Pass Program for all duly appointed members of City Boards and Commissions; and for other purposes. **(Held, 9/29/10)**

**HELD**

10-O-1739 (3) An Ordinance by Councilmember Natalyn Mosby Archibong to amend the Charter of the City of Atlanta, Georgia, 1996 Ga Laws P. 4469 et seq. adopted under and by virtue of the Authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1 et seq. as amended, by amending Part 1 (Charter and Related Laws), Subpart A, (Charter), Article III (Executive), Chapter 3 Entitled (City Departments), Section 3-305 of the City of Atlanta's Code of Ordinances by adding a new Sub-Paragraph (d); and for other purposes. **(2<sup>nd</sup> Reading, 1<sup>st</sup> Adoption, 9/29/10); (3<sup>rd</sup> Reading, Final Adoption, Substituted as Amended and Held, 10/13/10 by Committee for additional information)**

**HELD**

11-R-0771 (4) A Resolution by Councilmembers H. Lamar Willis, Keisha Lance Bottoms and Aaron Watson proposing the creation of the Southwest Atlanta Community Improvement District as authorized by the General Assembly of the State of Georgia in the Atlanta Community Improvement District Act, contingent upon

the consent of the majority of the owners of real property within the District boundaries; and for other purposes. **(Held, 5/11/11)**

**HELD**

- 11-O-0790 (5) An Ordinance by Councilmembers Felicia A. Moore and C. T. Martin to transfer \$16,000.00 from the District 9 Councilmember Non-Departmental Expense Account and \$12,000.00 from the District 10 Councilmember Non-Departmental Expense Account to the Department of Planning and Community Development to be used to fund the Nomination and Designation Activities per the City of Atlanta's Historic Preservation Ordinance for the Collier Heights Neighborhood's consideration as a locally designated Historic District; and for other purposes. **(Held 6/1/11 for consideration with 2012 Budget)**

**FAVORABLE ON SUBSTITUTE**

Chairperson Moore offered a motion to **Approve on Substitute, 6 Yeas**. Councilmember Watson asked what is the ultimate goal? Chairperson Moore stated that they need the money for mailings, etc. They want the Collier Heights area because it is historical. They raised \$13,000 on their own. The Department will take some of the cost and using Interns. She would provide the total amount needed.

- 11-R-0989 (6) A Resolution by Councilmembers Aaron Watson, Carla Smith, Clela Winslow, Ivory Lee Young, Jr., Keisha Lance-Bottoms and H. Lamar Willis requesting that the Departments of Law and Finance launch a study of the operational impact of a modification of the number of Judges in the Municipal Court of Atlanta; such operational impact study to be presented to the City Council by no later than August 31, 2011; and for other purposes. **(Held, 6/29/11)**

**HELD**

- 11-O-0990 (7) An Ordinance by Councilmember Ivory Lee Young, Jr. amending the Atlanta Code of Ordinances, Section 114-126 (a) by replacing language stating that employees "May" receive an Annual Performance-Based Salary Increase, with language stating that employees "Shall" receive an Annual Performance-Based Salary Increase; and for other purposes. **(Held, 6/29/11)**

**HELD**

- 11-O-1358 (8) An Ordinance by Councilmember Kwanza Hall imposing a Limited and Temporary Moratorium upon the issuance of Business Licenses to New Pain Management Clinics within the City of Atlanta; and for other purposes. **(Held, 9/14/11)**

**HELD**

- 11-O-1473 (9) A **Substitute** Ordinance by Finance/Executive Committee to amend the Atlanta code of Ordinances by: adding a Subsection (10) to Section 2-190(b) to create a City of Atlanta Office of Film, Television, Music and Digital Media Development in the Office of the Mayor; and adding a new Section 2-200 that sets forth the functions and duties of the City of Atlanta Office of Film, Television, Music and Digital Media Development; and modifying Chapter 46, entitled Civic and Cultural Affairs, by adding a new Article IV entitled "Entertainment Filming Ordinance"; and establishing a process

for use of City property, use of City intellectual property, film permitting, and the collection of fees from such use and permits, the allocation of a Fund or management by the City of Atlanta Office of Film, Television, Music and Digital Media Development, and the establishment of a Board of Advisors to advise the Mayor on the City of Atlanta Office of Film, Television, Music and Digital Media Development, on activities of the entertainment industry; and for other purposes. **(Held, 11/2/11)**

### **HELD**

- 11-R-1677 (10) A Resolution by Councilmember Joyce M. Sheperd and Michael J. Bond to create a Task Force to convene on the establishment of a Commission to oversee the Film, Television, Music and Digital Entertainment Industry in the City of Atlanta; to Study the issues surrounding Film and TV Production and the use of public property within the City of Atlanta and to report it's findings and recommendations to the Mayor and Members of the Atlanta City Council within 120 days; and for other purposes. **(Held, 11/16/11)**

### **HELD**

- 11-O-1763 (11) An Ordinance by Councilmembers Michael Julian Bond, Ivory Lee Young, Jr. and C.T. Martin to authorize the Chief Financial Officer to create a Trust Fund Account for Tax Revenue collected from Sunday Retail Beer, Wine and Liquor Sales amending the 2012 (General Fund) Budget by adding to anticipations and appropriations sales tax proceeds in the amount of \$250,000.00; to use said tax revenue for Atlanta Police Department DUI Enforcement and for Enforcement of City of Atlanta Liquor Licenses; and for other purposes. **(Held, 11/30/11)**

### **HELD**

- 11-O-1772 (12) An Ordinance and Charter Amendment by Councilmember Yolanda Adrean **as Substituted (2) by Finance/Executive Committee** to amend the **Charter** of the City of Atlanta, Georgia, 1996 Ga Laws P. 4469, et seq., adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1 et seq., as amended, by amending Part 1 (Charter and Related Laws), Subpart A (Charter), Article II (Legislative), Chapter 6 (City Internal Auditor), to amend Section 2-604(c) so as to define the roles and responsibilities of the Audit Committee in the Selection Process of the City's External Auditor; and for other purposes. **(1<sup>st</sup> Reading 11/21/11; 2<sup>nd</sup> Reading / 1<sup>st</sup> Adoption 2/6/12); (Favorable on 3<sup>rd</sup> Read, Final Adoption, 2/15/12); (Referred back by Full Council, 2/20/12); (Held, 2/29/12)**

### **HELD**

- 11-O-1776 (13) An Ordinance by Councilmember Felicia A. Moore to amend the Procurement Code of the City of Atlanta, Georgia, by amending Sec. 2-1161, to add new language; and for other purposes. **(Held on Substitute, 11/30/11)**

### **HELD**

- 11-R-1841 (14) A Resolution by Councilmembers Felicia A. Moore, Natalyn Archibong, H. Lamar Willis, Aaron Watson, Michael Julian Bond,

Ivory Lee Young, Jr., Yolanda Adrean and Kwanza Hall expressing the Atlanta City Council desire to intent to act upon Section 2-396 of the City of Atlanta Code of Ordinances so as to employ directly or to contract the Services of Outside Legal Counsel to assist City Council in providing legislative oversight to the operations of the City; and for other purposes. **(Held, 12/14/11)**

**HELD**

- 12-O-0284 (15) An Ordinance by Councilmember Cleta Winslow to transfer \$80,232.00 (eighty thousand two hundred thirty two dollars) from the Fire Impact Fee Fund Account to a specific Project Center Designated Account in the Department of Fire and Rescue for the purpose of providing needed funding for the assessment, reassessment and renovation of Fire Station #7; to waive conflicting Ordinances; and for other purposes. **(Held, 2/29/12)**

**HELD**

- 12-O-0397 (16) An Ordinance by Finance/Executive Committee to amend Chapter 78, Article III, Section 78.57(A)(1)(B), of the Code of Ordinances of the City of Atlanta, to correct the fee for operational permits for storage of liquid propane gas/liquid natural gas and for the storage of other flammable and combustible liquids to establish a minimum permit fee of \$75.00 and a maximum permit fee of \$750.00; and for other purposes. **(Held, 5/2/12); (Held and Substituted, 8/1/12)**

**HELD**

- 12-O-0402 (17) An Ordinance by Finance/Executive Committee to amend Ordinance 11-O-1290 to empower the Commissioner of Planning and Community Development to authorize overtime and incentive pay to Departmental Personnel for hours assigned to be worked in excess of the regular work week to provide additional plan review services as set forth in Section 104 (1) of Appendix "A" to Volume III of the Code of Ordinances of the City of Atlanta which contains the Building Code Amendments. **(Held, 5/2/12)**

**HELD**

- 12-O-0569 (18) An Ordinance by Finance/Executive Committee authorizing the Chief Procurement Officer to invite Competitive Sealed Bids from interested parties for the purchase from the City of Atlanta of approximately 30.7 acres of land in Land Lot 27 of District 14 of Fulton County; and for other purposes. **(Held, 6/13/12)**

**HELD**

- 12-R-0821 (19) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an Agreement with CDW Government, LLC, via cooperative Purchase Agreement Number COA-5950-PL, Utilizing General Services Administration Contract No. GS-35F-0119Y, on behalf of the Department of Watershed Management, for the purchase of ADOBE Connect Hosted in an amount not exceed ninety-seven thousand, five hundred sixty-one dollars and no cents (\$97,561.00); all contracted work will be charged to and paid from Fund Department Organization and account number 5052 (Water & Wastewater Renewal & Extension Fund) 170113 (DWM – Information Systems) 5212001 (Consulting/Professional

Services) 1535000 (Data Processing/Management Information System); and for other purposes. **(Held, 6/13/12)**

**HELD**

- 12-R-0822 (20) A Resolution by Finance/Executive Committee authorizing the reemployment of Pati McMahon as a Watershed Management Director Senior for the City of Atlanta Department of Watershed Management, Pursuant to Section 3-505(C) of the Charter of the City of Atlanta, Georgia; and for other purposes. **(Held on Substitute, 6/13/12)**

**HELD**

- 12-R-0913 (21) A Resolution by Finance/Executive Committee authorizing the Mayor or his Designee to enter into Cooperative Purchasing Agreement COA-6044-PL pursuant to Section 2-1601 et seq. of Article X of the City of Atlanta Code of Ordinances, utilizing General Services Administration Contract Number GS-35F-0315N with Cxtec for various terms of General Purpose Commercial Information Technology Equipment, Software, and Services for one (1) year on behalf of the Department of Information Technology in an amount not to exceed fifty thousand dollars and no cents (\$50,000.00) under a Blanket Purchase Order: all contracted work shall be charged to and paid from Fund, Department Organization and Account Numbers set forth below: **(Held, 7/11/12)**

**HELD**

- 12-O-0991 (22) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to establish the Office of Buildings Renewal and Extension Fund; to designate the manner in which net revenues of the Office of Buildings will flow to such fund; and for other purposes. **(Held, 8/28/12)**

**HELD**

- 12-O-0992 (23) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to amend the FY2013 (Princeton Lakes TAD Fund (2704) Budget by transferring from appropriations and the FY2013 (NDP Princeton Lake TAD (2006) Budget by transferring to appropriations in the amount of four million sixty five thousand two hundred seventy five dollars and no cents (\$4,065,275.00) for the purpose of reallocating remaining Capital Project Funds to ongoing Operational Expenses; and for other purposes. **(Held, 8/29/12)**

**FAVORABLE**

**Ms. Amanda Ryan:** of Invest Atlanta stated that this is for 2006 funds. Councilmember Watson asked whose operation. Ms. Ryan responded of the Districts. We issued \$26 million dollars in bonds. This keeps us from using operations money to pay down debt service. This allows us to pay the bills we have for obligations. Councilmember Watson asked if it is TAD money. Ms. Ryan responded yes. Councilmember Adrean stated that this has been a successful TAD. Ms. Ryan responded that this is an example of an established TAD in 2002. Today the value of the District is over \$100 million dollars. We issued \$21 million dollars in Bonds. We have about \$13 million dollars in outstanding principle. Today the last payment is due about 2031. We may pay off early as ten years. The projected number for 2013 is \$75,000 annually for things such as: Princeton Lakes Audit fees.

**Mr. John Gaffney:** Controller stated that the biggest part of this is the repurposing. CFO Beard added that a piece of the \$4 million dollars is for debt service and \$4 million dollars to pay down debt. The other is not used to pay for operations. Councilmember Watson asked if the \$4 million dollars through private sources. Ms. Ryan responded yes, it is funded through private sources. Councilmember Martin asked what helped more. Ms. Ryan responded the diversity of the property. She could provide more information on the revenue breakdown. Councilmember Martin offered a motion to **Approve, 7 Yeas.**

12-R-1096 (24) A Resolution by Finance/Executive Committee authorizing the Chief Financial Officer to issue a refund to Wesley Homes, Inc. d/b/a Wesley Homes Senior Living Center for an overpayment of calendar year 2011 Solid Waste Services fees in the amount of fourteen thousand three hundred two dollars and eighty six cents (\$14,302.86); all funds to be charged to and paid from 5401 (Solid Waste Administration Fund) 130501 (DPW Solid Waste Administration) 5730012 (Refunds) 451000 (Solid Waste Administration); and for other purposes. **(Held, 8/29/12)**

#### **HELD**

12-R-1101 (25) A Resolution by Finance/Executive Committee authorizing the Chief Financial Officer to designate an alternative Funding Source for Cooperative Purchasing Agreement Number COA-5772-PL, which utilizes the State of California's Fast Open Contracts Utilization Services Contract Number 2009177, with AT&T Communication Systems Southeast d/b/a AT&T Datacom for the purchase of an Interactive Voice Response System for the Municipal Court of the City of Atlanta on behalf of the Department of Information Technology, in an amount not to exceed one hundred eighty-seven thousand, one hundred two dollars and no cents (\$187,102.00); this new project cost amount reflects an eleven thousand, five hundred ninety-one dollars and ninety-nine cents (\$11,591.99) price increase due to the June 28, 2012 AT&T Datacom Change Request Form Number 001 which will change the Interactive Voice Response System Options specified in the original April 16, 2012 Statement of Work from six (6) to nine (9) while adding a Spanish-Language Options to said System; all contracted work shall be charged to and paid from Fund, Department, Organization, and Account Number 1001 (General Fund) 050209 (DIT IT Telecommunications) 5213001 (Consulting/ Professional) 1535000 (Data Processing/Management). **(Held, 8/29/12)**

#### **HELD**

12-O-1131 (26) A **Substitute** Ordinance by Councilmember Howard Shook authorizing the Chief Financial Officer to amend the Fiscal Year 2013 Budget by transferring appropriations from various Departments in a total amount of three million, three hundred sixty-eight thousand, sixty-five dollars and thirty cents (\$3,368,065.30) to the Project and Grants; Project, Award, Task, Expenditure Type, Organization Number 05111397 in order to Fund all contracted work for the 311 Call Center Project; and for other purposes. **(Held and Substituted, 8/29/12); (Finance/Executive Committee Substitute in Section 1 the abbreviation was inappropriate, 9/12/12)**

#### **FAVORABLE ON SUBSTITUTE**

Mr. Dogan stated that this is for the 311 components. There were funds transferred to the DIT budget. He then handed out a presentation. Chairperson Moore stated that she is not supportive of this because the direct and indirect costs from the Department of Watershed Management. Councilmember Martin stated that this document walks us through the process.

**Mr. George Turner:** Chief of Police stated that this is a huge endeavor. It puts all of the resources in a centralized place. Councilmember Martin asked where is the 911 Director's position? Chief Turner responded that she will be put in place when the funding is in place. Councilmember Martin stated that he thinks this team has a strong leadership. **He wants to see an organizational chart.** He asked if there is enough backup staff. Mr. Dogan responded that this is not solely technology. Councilmember Martin asked if there is harmony with his organizations. Mr. Dogan responded that we would handle day to day operations. Chairperson Moore asked what the Substitute does? Mr. Dogan responded that in Section 1 the abbreviation was inappropriate. Councilmember Watson stated that we talked about some of the critical issues we would be faced with. Does this change or is it another piece? Mr. Dogan responded that it addresses many of those things. We will be able to streamline some of our work orders. Councilmember Watson asked if this covers what percent. Mr. Dogan responded 30% to 50%. Ms. Farooqui responded that she charged the team to come up with a strategy. Many Departments have a GIS platform. Councilmember Watson stated that he wants to be communicated with. He then asked about the cost of the projected savings on page #4.

**Ms. Kristin Cannady Wilson:** of the Mayor's Office Innovative Delivery Team stated that the City pays \$5.8 million dollars in Call Centers and \$3.3 million dollars is from Watershed, \$278,000 for Public Works, \$505,208 from Buildings and finally the Court Call Center. It will be about 40 employees. The work will be resurfaced. Aviation has a Call Center for their external operations. There is a one-time cost of \$8 million dollars for the start up and around \$3.7 million dollars for ongoing operations. Councilmember Watson asked how much is grant funded. Ms. Wilson responded about \$1 million dollars. We will need less people. Last case scenario is to do nothing, but there is technology that is necessary. Councilmember Adrean stated that she is in support of the legislation. Technology is the easiest part and process is the hardest. Councilmember Shook stated that he will be unhappy if he is proven wrong. Councilmember Martin stated that he is looking forward to the new Center. He hopes that there will be a new 911 person in place soon. He hopes the team can feel the support of Council. He offered a motion to **Approve on Substitute, 6 Yeas, 1 Nay.**

12-R-1146 (27)      A Resolution by Councilmembers Natalyn Mosby Archibong and Felicia A. Moore requesting that Mayor or his Designee utilize the Healthcare Premium Rebate to the City of Atlanta the Affordable Care Act authorized to reduce the premiums City Employees are paying for Healthcare; and for other purposes. **(Held, 8/29/12)**

### **HELD**

**Councilmember Adrean requested the final calculations for the Pension. She wants to know what the status of the Experience Audit and report on the final three pension funds. CFO Bear responded that he would provide it as the next Finance/Executive Committee meeting.**

**Mr. Ron Shakir:** stated that he has concerns with the Law Department. He has issues with putting up signs. He is concerned with schools so close that don't have stop signs. At his NPU meeting it was stated that a school was functioning out of a Rec. Center. He then stated that he also has concerns with waiving the Code. Moore said that there are different reasons why we waive the Code.

Concluding, Chairperson Moore stated that she has concerns with an article where the Mayor met with other companies where the Mayor come together to issue a \$150 million dollars Bond with emphasis around a new Stadium. She also has concerns with



utilization of \$58 million dollars for the Westside TAD funds. The first two issues is the way it was related to the business community, but there has not been any input from the Council or the Community. Mr. Utz responded that any conservation like this would require the community input. There is no announcement for any policy direction. Chairperson Moore stated that the way it is reported he went to Central Atlanta Progress to announce this. If he didn't say it or mean it, the Communication Office needs to do some cleaning up. Mr. Utz responded that there is a need for capital improvements and the City was addressing it and the options that are available to the City. Any policy conservation would have to be with Council. **Chairperson Moore stated that she wants him or someone from the Administration to come to the next Committee meeting.** If we were going to our citizens each Councilmember should have equal amounts of money for their District. If we have any thought of a Bond Issuance we need to have with Council on the front end. Let her know if we are having any preliminary discussions. Mr. Utz responded that he would take the concerns back so that they can be addressed.

### **ADJOURNMENT**

Having no further business before the Committee, the meeting was adjourned at 4:20 p.m.

Respectfully submitted,

Jim Beard, CFO  
Secretary

Charlene Parker  
Recording Secretary

***“The Department of Finance... because customer service is important to us.”***